

MAY 07 2004

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b) I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on the date shown below:

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT
Examining Group 1638
Patent Application
Docket No. SPO-115C1
Serial No. 09/888,035

May 4, 2004

David Saliwanchik
David R. Saliwanchik, Patent Attorney

David R. Saliwanchik, Patent Attorney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Atsunon Fukuda, Yoshiyuki Tanaka
Serial No. : 09/888,035
Filed : June 22, 2001
Art Unit : 1638
Conf. No. : 9222
For : Sodium/Proton Antiporter Gene

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§1.56, 1.97, AND 1.98

Sir:

In accordance with 37 C.F.R. §1.56, the references on the attached form PTO/SB/08 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application. Copies of the cited documents are enclosed.

The undersigned hereby certifies that the items of information contained in this statement were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO/SB/08 with initials or other appropriate marks.

Applicants respectfully assert that the substantive provisions of 37 C.F.R. §§ 1.56, 1.97, and 1.98 are met by the foregoing statements.

Respectfully submitted,



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DRS/ue

Attachments: Form PTO/SB/08
Copies of references cited
Copy of European Search Report



PTO/SB/08 (08-00)

Please type a plus sign (+) inside this box → Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449B/PTO
**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

1

of

1

Complete if Known

Application Number	09/888,035
Filing Date	June 22, 2001
First Named Inventor	Atsunon Fukuda
Group Art Unit	1638
Examiner Name	Cynthia E. Collins
Attorney Docket Number	SPO-115C1

OTHER PRIOR ART—NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article, (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	R1	DATABASE EMBL 'Online! EBI; (8-12-1999) "Oryza sativa (Japonica cultivar-group) OsNHX1 mRNA," retrieved from EMBL Database accession no. AB021878, XP002272767.	
	R2	FUKUDA, A. et al. "The functional analysis of the rice Na+/H+ antiporter gene," <i>Plant and Cell Physiology</i> (2001), Volume 42, Supplement, page s210: Symposia of Workshops of the 2001 Annual Meeting of the Japanese Society of Plant Physiologists; Fukuoka, Japan, March 23-26, 2001.	
	R3	RAUSCH et al. "Salt stress responses of higher plants: the role of proton pumps and Na+/H+-antiporters," <i>Journal of Plant Physiology</i> (1996), Volume 148, number 3/4, pages 425-433.	
	R4		
	R5		
	R6		
	R7		
	R8		

Examiner Signature	Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending on the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.